RECEIVED CENTRAL FAX CENTER

APR - 4 2007

LAW OFFICES OF

# FAY KAPLUN & MARCIN, LLP

INTELLECTUAL PROPERTY LAW

150 BROADWAY, SUITE 702 NEW YORK, NEW YORK 10038 PHONE: (212) 619-6000 FAX: (212) 619-0276 WWW.FKMIPLAW.COM

### **FACSIMILE COVER SHEET**

FAX NO

571-273-8300

TO

Commissioner for Patents

Mail Stop: AF

**FROM** 

Oleg F. Kaplun, Esq. of Fay Kaplun & Marcin, LLP

DATE

April 4, 2007

: SUBJECT

U.S. Patent Appln. Serial No. 10/752,257

for Injection Access Port With Chamfered Top Hat Septum Design

Inventor(s): Girard et al. Our Ref.: 10123/04001

NUMBER OF PAGES INCLUDING COVER:

5

#### **MESSAGE:**

Please see attached.

Thank you.

IF ANY PAGES WERE NOT RECEIVED OR ARE ILLEGIBLE, PLEASE CALL (212) 619-6000 AS SOON AS POSSIBLE. The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service. We will reimburse any costs you incur in notifying us and returning the message to us. Thank you.

Attorney Docket No. 10123/04001 (03-318)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Girard et al.

RECEIVED

Serial No.

10/752,257

Design

**CENTRAL FAX CENTER** APR - 4 2007

Filing Date

January 6, 2004

For

Injection Access Port with Chamfered Top Hat Septum

Group Art Unit

3767

Examiner

Phillip A. Gray

Confirmation No.

4003

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

### **NOTICE OF APPEAL**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated November 29, 2006 rejecting claims 1-18 and the Advisory Action dated February 12, 2007.

Respectfully submitted,

Dated: April 4, 2007

Oleg F. Kaplun, Reg. No. 45,559

Fay Kaplun & Marcin, LLP 150 Broadway, Suite 702

New York, New York 10038

Tel: (212) 619-6000 Fax: (212) 619-0276

Attorney Docket No. 10123/04001 (03-318)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Girard et al.

RECEIVED

Serial No.

10/752,257

**CENTRAL FAX CENTER** 

Filing Date

January 6, 2004

APR - 4 2007

For

Injection Access Port with Chamfered Top Hat Septum

Design

Group Art Unit

3767

Examiner

Phillip Gray

Confirmation No.

4003

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Certificate of Facsimile/Mailing I hereby certify that this correspondence is being deposited via facsimile or First Class Mail addressed to:

> Mail Stop: AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 571-273-8300

> > Date: April 4, 2007

TRANSMITTAL

In response to the Final Office Action mailed November 29, 2006 and the Advisory Action mailed February 12, 2007, transmitted herewith please find a Notice of Appeal for filing in the above-identified application. Applicants hereby request a two (2) month extension. Please charge the Credit Card of Fay Kaplun & Marcin, LLP in the amount of \$950.00 for the Notice of Appeal filing fee and the two month extension fee (PTO-Form 2038 is enclosed herewith). The Commissioner is hereby authorized to charge any additional fees which may be deemed necessary to the Deposit Account of Fay Kaplun & Marcin, LLP No. 50-1492. A copy of this paper is enclosed for that purpose.

Respectfully submitted,

Dated: April 4, 2007

Oleg F. Kaplun (Reg. No.

Fay Kaplun & Marcin, LLP 150 Broadway, Suite 702 New York, NY 10038

Tel: (212)619-6000

Fax: (212) 619-0276

Attorney Docket No. 10123/04001 (03-318)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)

Girard et al.

RECEIVED
CENTRAL FAX CENTER

Serial No.

10/752,257

APR - 4 2007

Filing Date

January 6, 2004

For

Injection Access Port with Chamfered Top Hat Septum

Design

Group Art Unit

3767

Examiner

Phillip Gray

Confirmation No.

4003

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Certificate of Facsimile/Mailing
I hereby certify that this correspondence is being deposited
via facsimile or First Class Mail addressed to:

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

571-273-8300

Date: April 4, 2007

TRANSMITTAL

In response to the Final Office Action mailed November 29, 2006 and the Advisory

Action mailed February 12, 2007, transmitted herewith please find a Notice of Appeal for filing
in the above-identified application. Applicants hereby request a two (2) month extension. Please
charge the Credit Card of Fay Kaplun & Marcin, LLP in the amount of \$950.00 for the Notice
of Appeal filing fee and the two month extension fee (PTO-Form 2038 is enclosed herewith).

The Commissioner is hereby authorized to charge any additional fees which may be deemed
necessary to the Deposit Account of Fay Kaplun & Marcin, LLP No. 50-1492. A copy of this
paper is enclosed for that purpose.

Respectfully submitted,

Dated: April 4, 2007

Oleg F. Kaplun (Reg. No. 45,559)

Fay Kaplun & Marcin, LLP 150 Broadway, Suite 702 New York, NY 10038

Tel: (212)619-6000 Fax: (212) 619-0276